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37

Application Number 09/403,880

Filing Date January 26, 2000

First Named Inventor Klaus Pfeffer

Group Art Unit 1655

Examiner Name Einsmann, J.

Attorney Docket No. 20239-0706-US

ENCLOSURES (check all that apply)

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SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

Firm or Individual Name	Bingham McCutchen LLP Susan Hubl Patent Agent Reg. No. 47,868
Signature	<i>Susan J Hubl</i>
Date	January 6, 2003

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TO	Juliet C. Einsmann USPTO	(703) 746-5142	(703) 306-5824

FROM	Susan Hubl, Ph.D. Patent Agent susan.hubl@bingham.com	(415) 393-2286	(415) 393-2654
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PAGES (INCLUDING THIS COVER PAGE): ~~37~~ 37RE USSN: 09/403,690
Attorney Docket: 20239-0706-US
Client Docket: BN 25 PCT-USBingham McCutchen LLP
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Thanks again for your call, much
appreciated.

- Susan Hubl

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Printed Name:

Susan Hubli

Susan Hubli, Ph.D., Patent Agent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Pfeiffer
Filing Date: January 26, 2000
Serial No.: 09/403,690
Title: TaqMan™-PCR for Detection of Pathogenic E. Coli Strains

Assignee: Bavarian Nordic GmbH
Examiner: Einsmann, J.
Group Art Unit: 1655

Commissioner for Patents
Washington, D.C. 20231

AMENDMENT/RESPONSE

Sir:

Responsive to the Office Action of June 4, 2002 ("Office Action") in the above-identified patent application, and the Examiner's Interview with Antoinette Konski of Bingham McCutchen on August 15, 2002, Applicant respectfully requests reconsideration of the above-identified application in view of the following amendments and remarks.

An RCE was filed in this case on November 1, 2002, accompanied by an IDS. Accordingly this response is timely filed. Applicant's agent gratefully acknowledges the Examiner's phone call of this week regarding ETA of this amendment.

AMENDMENTS IN THE CLAIMS

Please CANCEL claim 25.

Please AMEND claims 21, 22, 24, 26, 29, 30, 31, 33, 34, 36, 38, and 40 to recite as follows.

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